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[Counsel Provided on Signature Pages]

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a California corporation,

Plaintiff,

v.

ROGER JINTEH ARRIGO CHEN, an individual;  
GENIA TECHNOLOGIES, INC., a Delaware corporation; and DOES 1-25,

Defendants.

Case No. 3:16-cv-07396-EMC

**STIPULATION AND ~~[PROPOSED]~~ ORDER (1) RESCHEDULING CASE MANAGEMENT CONFERENCE; AND (2) SETTING DEADLINES TO FILE MOTION TO DISMISS, BRIEFING SCHEDULE, AND TO HOLD RULE 26(F) CONFERENCE**

Judge: Hon. Edward M. Chen  
Date: April 27, 2017  
Time: 1:30 P.M.  
Location: Courtroom 5, 17<sup>th</sup> Floor

Pursuant to Civil Local Rule 6-2(a), Plaintiff The Regents of the University of California (“Plaintiff”) and Defendants Roger Chen and Genia Technologies, Inc. (collectively, “Defendants”) (collectively, Plaintiff and Defendants shall be referred to herein as the “Parties”), by and through their counsel of record, hereby stipulate and request as follows:

Case No. 3:16-cv-07396-EMC

**STIPULATION AND [PROPOSED] ORDER (1) RESCHEDULING CASE MANAGEMENT CONFERENCE; AND (2) SETTING DEADLINES TO FILE MOTION TO DISMISS, BRIEFING SCHEDULE, AND TO HOLD RULE 26(F) CONFERENCE**

1 WHEREAS, Plaintiff filed its original complaint in this action on December 29, 2016;

2 WHEREAS, pursuant to the deadline set forth in a stipulation regarding service and response  
3 date filed with the Court on January 10, 2017, Defendants filed a motion to dismiss on February  
4 27, 2017;

5 WHEREAS, the motion to dismiss was noticed for hearing on April 27, 2017, with the Case  
6 Management Conference set for that same day;

7 WHEREAS, Plaintiff filed an amended complaint on March 20, 2017;

8 WHEREAS, Defendants plan to file a new motion to dismiss the amended complaint;

9 WHEREAS, the Parties met and conferred, and agree that both Parties would benefit from  
10 the efficiency of holding the Case Management Conference on the same day as a hearing on  
11 Defendants' motion to dismiss, provided that discovery proceeds during the pendency of the  
12 motion to dismiss;

13 WHEREAS, the Parties further met and conferred, and agreed that both Parties would benefit  
14 from an extension of time beyond that contemplated by the Federal Rules of Civil Procedure and  
15 Local Rules to brief the motion to dismiss, as such time will allow for adequate presentation of  
16 the legal issues;

17 IT IS THEREFORE STIPULATED AND AGREED:

18 (1) Defendants shall file a motion to dismiss the amended complaint by April 17, 2017;  
19 Plaintiff shall file its opposition by May 8, 2017, and Defendants shall file their reply by May 22,  
20 2017.  
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1 (2) The parties shall conduct their Rule 26(f) conference by April 14, 2017, so that discovery  
2 may commence during the pendency of the motion to dismiss;

3 (3) The parties respectfully request that the Court reschedule the Case Management  
4 Conference for June 8, 2017 at 1:30 P.M. or another date on which the Court is available so that  
5 the Case Management Conference and hearing on the motion to dismiss may be held on the same  
6 day.  
7

8 **SO STIPULATED.**

9 Dated: March 28, 2017.

11 **BAKER BOTTS LLP**

**WILMER CUTLER PICKERING  
HALE AND DORR LLP**

13 /s/ Stuart C. Plunkett

/s/ Robert J. Gunther, Jr.

14 Stuart C. Plunkett (State Bar No. 187971)  
stuart.plunkett@bakerbotts.com

Robert J. Gunther, Jr. (NY SBN: 1967652)  
robert.gunther@wilmerhale.com

15 Ariel D. House (State Bar No. 280477)  
ariel.house@bakerbotts.com

Omar Khan (pro hac vice)  
omar.khan@wilmerhale.com

16 **BAKER BOTTS LLP**  
17 101 California Street, Suite 3070  
18 San Francisco, California 94111  
19 Telephone: (415) 291-6200  
20 Facsimile: (415) 291-6300

**WILMER CUTLER PICKERING HALE  
AND DORR LLP**  
7 World Trade Center  
250 Greenwich Street  
New York, NY 10007  
Telephone: (212) 230-8800  
Facsimile: (212) 230-8888

20 Paul R. Morico (pro hac vice)  
paul.morico@bakerbotts.com

Robert M. Galvin (State Bar No. 171508)  
robert.galvin@wilmerhale.com

21 Elizabeth Durham Flannery (pro hac vice)  
liz.durham@bakerbotts.com

**WILMER CUTLER PICKERING HALE  
AND DORR LLP**

22 Thomas P. Rooney (pro hac vice)  
thomas.rooney@bakerbotts.com

23 **BAKER BOTTS LLP**  
24 One Shell Plaza  
25 901 Louisiana Street

950 Page Mill Road  
Palo Alto, CA 94304  
Telephone: 650-858-6000

26 Case No. 3:16-cv-07396-EMC

3 **STIPULATION AND [PROPOSED] ORDER  
(1) RESCHEDULING CASE  
MANAGEMENT CONFERENCE; AND (2)  
SETTING DEADLINES TO FILE MOTION  
TO DISMISS, BRIEFING SCHEDULE, AND  
TO HOLD RULE 26(F) CONFERENCE**

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Houston, Texas 77002  
Telephone: (713) 229-1234  
Facsimile: (713) 229-1522  
  
Counsel for Plaintiff The Regents of the  
University of California

Facsimile: 650-858-6100  
  
Sarah B. Petty (pro hac vice)  
sarah.petty@wilmerhale.com  
WILMER CUTLER PICKERING HALE  
AND DORR LLP  
60 State Street  
Boston, MA 02109  
Telephone: 617-526-6000  
Facsimile: 617-526-5000  
  
Nora Q.E. Passamaneck (pro hac vice)  
nora.passamaneck@wilmerhale.com  
WILMER CUTLER PICKERING HALE  
AND DORR LLP  
1225 17th Street, Suite 2600  
Denver, CO 80202  
Telephone: 720-274-3135  
Facsimile: 720-274-3133  
  
Counsel for Defendants Roger Jinteh Arrigo  
Chen and Genia Technologies, Inc.

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Case No. 3:16-cv-07396-EMC

4 STIPULATION AND [PROPOSED] ORDER  
(1) RESCHEDULING CASE  
MANAGEMENT CONFERENCE; AND (2)  
SETTING DEADLINES TO FILE MOTION  
TO DISMISS, BRIEFING SCHEDULE, AND  
TO HOLD RULE 26(F) CONFERENCE

1 ATTORNEY ATTESTATION

2 I, Robert J. Gunther, Jr., am the ECF User whose ID and password are being used to file  
3 this Stipulation. In compliance with N.D. Cal. Civil. L.R. 5-1(i)(3), I hereby attest that the  
4 concurrence in the filing of the document has been obtained from each of the other signatories.  
5

6  
7 March 28, 2017

By: /s/ Robert J. Gunther, Jr.  
Robert J. Gunther, Jr.

8  
9  
10 CERTIFICATE OF SERVICE

11 I, Robert J. Gunther, Jr., hereby certify that on March 28, 2017, I electronically filed the  
12 above document with the Clerk of the Court using CM/ECF which will send electronic  
13 notification of such filing to all registered counsel.  
14

15 March 28, 2017

By: /s/ Robert J. Gunther, Jr.  
Robert J. Gunther, Jr.

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**[PROPOSED] ORDER**

IT IS ORDERED that the foregoing Stipulation is approved. The Case Management Conference is reset for June 8, 2017 at 1:30 P.M. in Courtroom 5, 17<sup>th</sup> Floor, San Francisco. Defendants shall file a motion to dismiss by April 17, 2017, Plaintiff shall file its opposition by May 8, 2017, and Defendants shall file their reply by May 22, 2017. A hearing on the motion to dismiss will be set for the same day as the Case Management Conference. The parties shall further conduct their Rule 26(f) conference by April 14, 2017.

DATED 3/30/17

